

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA, DAMAN AND DIU

### GOVERNMENT OF GOA, DAMAN AND DIU

Law Department (Legal Advice)

#### Notification

LD/5134/11/77

The following Central Act The Salary and Allowances of Leaders of Opposition in Parliament Act, 1977 (Act No. 33 of 1977) which was recently passed by the Parliament and assented to by the President of India on 18-8-77 and published in the Gazette of India Part II, Section I dated 19-8-77 is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 24th November, 1977.

#### The Salary and Allowances of Leaders of Opposition in Parliament Act, 1977

#### AN ACT

*to provide for the salary and allowances of Leaders of Opposition in Parliament.*

Be it enacted by Parliament in the Twenty-eighth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Salary and Allowances of Leaders of Opposition in Parliament Act, 1977.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Definition.*—In this Act, “Leader of the Opposition”, in relation to either House of Parliament, means that member of the Council of States or the House of the People, as the case may be, who is, for the time being, the Leader in that House of the party in opposition to the Government having the greatest numerical strength and recognised as such by the Chairman of the Council of States or the Speaker of the House of the People, as the case may be.

*Explanation.*—Where there are two or more parties in opposition to the Government, in the Council

of States or in the House of the People having the same numerical strength, the Chairman of the Council of States or the Speaker of the House of the People, as the case may be, shall, having regard to the status of the parties, recognise any one of the Leaders of such parties as the Leader of the Opposition for the purposes of this section and such recognition shall be final and conclusive.

3. *Salary of Leaders of opposition.*—There shall be paid to each Leader of the Opposition a salary of two thousand, two hundred and fifty rupees per mensem.

4. *Residence for Leaders of Opposition.*—(1) Each Leader of the Opposition shall, so long as he continues as such Leader and for a period of one month immediately thereafter, be entitled without payment of rent to the use of a furnished residence and no charge shall fall on the Leader of the Opposition personally in respect of the maintenance of such residence.

(2) In the event of the death of a Leader of the Opposition, his family shall be entitled to the use of the furnished residence occupied by him—

(a) or a period of one month immediately after his death, without payment of rent and no charge shall fall on his family in respect of the maintenance of such residence; and

(b) for a further period of one month, on payment of rent at such rates as may be prescribed by rules made in this behalf by the Central Government and also charges in respect of electricity and water consumed in that residence during such further period.

*Explanation.*—For the purposes of this section, “residence” includes the staff quarters and other buildings appurtenant thereto, and the garden thereof, and “maintenance” in relation to a residence includes the payment of local rates and taxes and the provision of electricity and water.

5. *Travelling and daily allowances to Leaders of Opposition.*—Subject to any rules made in this behalf by the Central Government, a Leader of the Opposition shall be entitled to—

(a) travelling allowances for himself and the members of his family and for transport of his and his family's effects—

(i) in respect of the journey to Delhi from his usual place of residence outside Delhi for assuming office; and

(ii) in respect of the journey from Delhi to his usual place of residence outside Delhi on relinquishing office; and

(b) travelling and daily allowances in respect of tours undertaken by him in the discharge of his duties as Leader of the Opposition, whether by sea, land or air.

6. *Medical treatment, etc., to Leaders of Opposition.*—Subject to any rules made in this behalf by the Central Government, a Leader of the Opposition and the members of his family shall be entitled free of charge to accommodation in hospitals maintained by the Government and also to medical treatment.

7. *Leaders of Opposition not to draw salary or allowances as Members of Parliament.*—No Leader of the Opposition in receipt of a salary or allowance under this Act shall be entitled to receive any sum out of funds provided by Parliament by way of salary or allowance in respect of his membership of either House of Parliament.

8. *Amenities to Leaders of Opposition.*—(1) Subject to any rules made in this behalf by the Central Government, each Leader of the Opposition shall be entitled to telephone and secretarial facilities.

(2) Subject to any rules made in this behalf by the Central Government, each Leader of the Opposition shall be entitled to a conveyance allowance of three hundred rupees per month.

9. *Notification respecting the date on which persons became or ceased to be Leaders of Opposition to be conclusive evidence thereof.*—The date on which any person became or ceased to be a Leader of the Opposition shall be published in the Official Gazette, and any such notification shall be conclusive evidence of the fact that he became, or ceased to be, a Leader of the Opposition on that date for all the purposes of this Act.

10. *Power to make rules.*—(1) The Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the rates at which rent shall be payable by the family of a deceased Leader of the Opposition to the use of the furnished residence occupied by him under clause (b) of sub-section (2) of section 4;

(b) the travelling and daily allowances admissible to a Leader of the Opposition under section 5;

(c) the medical treatment admissible to a Leader of the Opposition and the members of his family under section 6;

(d) the telephone and secretarial facilities admissible to a Leader of the Opposition and the conditions subject to which he shall be entitled to conveyance allowance under section 8.

(3) Every rule made under this section shall be laid, as soon as may be after it is made, before each

House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

11. *Amendment of Act 30 of 1954.*—In the Salary, Allowances and Pension of Members of Parliament Act, 1954,—

(i) in clause (b) of section 2,—

(a) in sub-clause (i), the word “and” at the end shall be omitted;

(b) after sub-clause (i), the following sub-clause shall be inserted, namely:—

“(ii) a Leader of the Opposition as defined in the Salary and Allowances of Leaders of Opposition in Parliament Act, 1977; and”;

(c) the existing sub-clause (ii) shall be re-numbered as sub-clause (iii);

(ii) in the *Explanation* to sub-section (1) of section 6, after the words and figures “the Salaries and Allowances of Ministers Act, 1952,” the words and figures “a Leader of the Opposition as defined in the Salary and Allowances of Leaders of Opposition in Parliament Act, 1977,” shall be inserted;

(iii) in sub-section (4) of section 8A,—

(a) for the words “an Officer of Parliament”, the words “as an officer of Parliament” shall be substituted; and

(b) for the words “; or both”, the words and figures “or as a Leader of the Opposition as defined in the Salary and Allowances of Leaders of Opposition in Parliament Act, 1977, or has served in all or any two of such capacities” shall be substituted.

12. *Amendment of Act 10 of 1959.*—In the Parliament (Prevention of Disqualification) Act, 1959, in section 3,—

(i) after clause (a), the following clause shall be inserted, namely:—

“(aa) the office of a Leader of the Opposition in Parliament;”;

(ii) the *Explanation* at the end shall be numbered as *Explanation 1*, and after *Explanation 1* as so numbered, the following *Explanation* shall be inserted, namely:—

*‘Explanation 2.*—In clause (aa), the expression “Leader of the Opposition” shall have the meaning assigned to it in the Salary and Allowances of Leaders of Opposition in Parliament Act, 1977.’

**Notification**

LD/5647/77

The following Order which was issued by the Government of India on 7-10-77 is hereby republished for general information of the public.

*B. S. Subbanna*, Under Secretary (Law).

Panaji, 20th December, 1977.

No. P.15014/17/76-PH(F&amp;N)

**GOVERNMENT OF INDIA****MINISTRY OF HEALTH AND FAMILY WELFARE**

(Department of Health)

*New Delhi, dated the 7th October, 1977*

**Order**

In exercise of the powers conferred by clauses (iii) and (iv) of rule 8 of the Prevention of Food Adulteration Rules, 1955, the Central Government hereby approves the *Food (Health) Authorities* of all States and Union Territories except Manipur, Nagaland, Meghalaya, Tripura, Arunachal Pradesh, The Andaman and Nicobar Islands, Chandigarh, Dadra and Nagar Haveli, Goa, Daman and Diu, Lakshadweep and Mizoram, for providing training in Food Inspection and sampling work as provided in the said clauses for a period of one year from the date of publication of the notification in the Official Gazette.

Sd/-

N. N. VOHRA

Joint Secretary to the Government of India.

**Notification**

LD/5963/77

The following Notification received from the Government of India, Ministry of Industry, New Delhi is hereby republished for general information of the public.

*B. S. Subbanna*, Under Secretary (Law).

Panaji, 20th December, 1977.

**GOVERNMENT OF INDIA****MINISTRY OF INDUSTRY**

(Department of Industrial Development)

(Central Boilers Board)

*New Delhi, the 3-11-1977*

**Notification**

G. S. R. — The following draft of certain regulations further to amend the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all

persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration after three months from the date of publication of this notification in the Official Gazette.

Any objections or suggestions which may be received from any persons with respect to the said draft within the period so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Industry, Department of Industrial Development, Udyog Bhavan, New Delhi.

**DRAFT REGULATIONS**

1. These regulations may be called the Indian Boiler (... Amendment) Regulations, 1977.

2. In Appendix C of the Indian Boiler Regulations, 1950, in the list of Inspecting Authorities recognised as competent under Regulation 2(g), the following shall be added at the end, namely:—

"76. Deputy Chief Inspector of Boilers,  
Pondicherry Administration,  
Pondicherry."

3. In Appendix I of the Indian Boiler Regulations, 1950, in the list of Competent Authorities recognised by the Central Boilers Board under Regulation 2(dd), the following shall be added at the end, namely:—

"37. Deputy Chief Inspector of Boilers,  
Pondicherry Administration,  
Pondicherry."

Sd/-

S. C. DEY

Secretary, Central Boilers Board

F. No. 8/5/72-Boilers

**Notification**

LD/5787/77

The following Notification received from the Government of India, Ministry of Industry, New Delhi is hereby republished for general information of the public.

*B. S. Subbanna*, Under Secretary (Law).

Panaji, 20th December, 1977.

**GOVERNMENT OF INDIA****MINISTRY OF INDUSTRY**

(Department of Industrial Development)

(Central Boilers Board)

*New Delhi, the 11th August, 1977*

**Notification**

G. S. R. — The following draft of certain regulations further to amend the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to

make in exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923) is published, as required by sub-section (1) of section 31 of the said Act, for information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration after three months from the date of publication of this notification in the Official Gazette.

Any objections or suggestions which may be received from any person with respect to the said draft within the period so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Industry, Department of Industrial Development, Udyog Bhavan, New Delhi.

#### DRAFT REGULATIONS

1. These regulations may be called the Indian Boiler (... Amendment) Regulations, 1977.

2. In the Indian Boiler Regulations, 1950, in Appendix 'G' in the list of "Well Known Steel Makers", the following shall be added at end, namely:—

- "71. M/s. Fried Krupp Huttenwerke AG,  
D. 4630, Bochum,  
Alloestrabe 165, P. O. Box 1370,  
West Germany.

Sd/-

S. C. DEY

Secretary, Central Boilers Board

F. No. 8(10)/75-Boilers.

#### Notification

LD/5795/77

The following Notification received from the Government of India, Ministry of Shipping and Transport, New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 20th December, 1977.

#### GOVERNMENT OF INDIA

(BHARAT SARKAR)

#### MINISTRY OF SHIPPING AND TRANSPORT

(NAUVAHAN AUR PARIVAHAN MANTRALAYA)

(Transport Wing)

(Parivahan Paksha)

New Delhi, the 2 December, 1977

#### Notification

G. S. R. No.—In exercise of the powers conferred by sub-section (1) of section 124, read with sub-section (1) of section 132 of the Major Port Trusts Act, 1963 (38 of 1963), the Central Government hereby approve of the amendments to the Mormugao Port Employees' (Pension and Gratuity) Regulations, 1966, made by the Board of Trustees of the Port of Mormugao in exercise of the powers conferred by section 28 read with sub-section (2) of section 124, of the said Act and published in the Goa, Daman and Diu Government Gazette, dated the 1st and 8th September, 1977.

D. C. AHIR

Under Secretary to the Government of India.

PEG(31)/77